



PATENT APPLICATION  
Docket No: 10209.166

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:		)	
	Claude Jarakae Jensen, et. al	)	
Serial No.:	09/836,870	)	
Filed:	April 17, 2001	)	Art Unit
For:	<i>MORINDA CITRIFOLIA</i> ENHANCED	)	1617
	COSMETIC SKIN CARE TONER	)	
Examiner:	Gina C. Yu	)	

**TERMINAL DISCLAIMER UNDER 37 C.F.R. § 1.321(c)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Greetings:


The owner, Morinda, Inc., of 100% interest in the above-identified application, by and through Jarod R. Marrott, its Attorney of Record, hereby disclaims the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. § 154 to § 156 and § 173, as presently shortened by any terminal disclaimer of prior U.S. Patent No. 6,589,514. The owner hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be enforceable only for and during such period that it and the prior patents are commonly owned. This agreement runs with any

patent granted on the above-identified application and is to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim any terminal part of any patent granted on the above-identified application that would extend to the expiration date of the of the full statutory term of the prior patents as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321, has all claims cancelled by a re-examination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shorted by any terminal disclaimer.

DATED this 20 day of April 2006.

Respectfully submitted,



Jarod R. Marrott  
Attorney for Applicants  
Registration No. 54,294

KIRTON & McCONKIE  
1800 Eagle Gate Tower  
60 East South Temple  
Salt Lake City, Utah 84111  
Telephone: (801) 328-3600  
Facsimile: (801) 321-4893

JRM/sp  
Doc#891068

TFW 1617

Docket No.

10209.166

Filing Date

**09/836,870**

**April 17, 2001**

**Examiner**

Gina C. Yu

Customer No.

21999

Group Art Unit

1617

**Invention: MORINDA CITRIFOLIA ENHANCED COSMETIC SKIN CARE TONER**

*(Identify type of correspondence)*

**April 20, 2006**

(Date)

**Jarod R. Marrott**

(Typed or Printed Name of Person Mailing Correspondence)

(Signature of Person Mailing Correspondence)

**Note: Each paper must have its own certificate of mailing.**